

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

CARL FRANZONE

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

CON EDISON

07 CV 3342

TO: (Name and address of defendant)

**Judge Hellerstein**

CON EDISON  
4 IRVING PLACE  
NEW YORK, NEW YORK 10003

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

LAW OFFICES OF AMBROSE WOTORSON  
26 COURT STREET, SUITE 1811  
BROOKLYN, NEW YORK 11242  
718-797-4861

an answer to the complaint which is herewith served upon you, within twenty(20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 25 2007

CLERK

DATE

*Marcos Quintero*

(BY) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons in a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me <sup>1</sup>	DATE <u>5-2-07</u>	
NAME OF SERVER (PRINT) <u>AMBROSE WOTORSON</u>	TITLE <u>ESQ</u>	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>Con Edison, Law Dept.</u> <u>4 Irving Place, 18th Floor, N.Y. N.Y. 10003</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): <u>Via Express Mail to</u> <u>Con Edison, Law Department, 4 Irving</u> <u>Place, 18th Floor, New York, New York 10003</u> <u>Attn: Richard Babinecz</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>5/2/07</u> _____            Date Signature of Server</p> <p style="text-align: right;"><u>26 Court St., Ste. 1811</u>            Address of Server <u>Brooklyn N.Y. 11242</u></p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
CARL FRANZONE

Plaintiff,

--Against--

07-3342

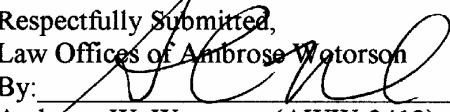
CON EDISON

Defendant,  
-----X

CERTIFICATE OF SERVICE

I, Ambrose W. Wotorson, an attorney duly admitted to practice law in the State of New York, certify under penalty perjury, that I served a copy of the filed Complaint and Summons upon defendant's Law Department: Attention: Richard Babinecz, Esq, at Con Edison located at 4 Irving Place, 18<sup>th</sup> Floor, New York, New York by Express mail on May 2, 2007.

Dated: Brooklyn, New York  
May 2, 2007

Respectfully Submitted,  
Law Offices of Ambrose Wotorson  
By:   
Ambrose W. Wotorson (AWW-2412)  
26 Court Street, Suite 1811  
Brooklyn, NY 11242-1118

(718) 797-4861